

LOWER PAXTON TOWNSHIP
BOARD OF SUPERVISORS

Minutes of Board Meeting held July 2, 2013

The business meeting of the Board of Supervisors of Lower Paxton Township was called to order at 7:32 p.m. by Chairman William B. Hawk, on the above date, in the Lower Paxton Township Municipal Center, 425 Prince Street, Harrisburg, Pennsylvania.

Supervisors present in addition to Mr. Hawk were: William C. Seeds, Sr., William L. Hornung, and Gary A. Crissman.

Also in attendance were George Wolfe, Township Manager; Steve Stine, Township Solicitor; Tom Wilson, Kurowski and Wilson Engineers and Todd Gelbaugh, Meadows Frozen Custard; Charles M. Suhr, Stevens & Lee; and Watson Fisher and Ted Robertson, SWAN.

Pledge of Allegiance

Mr. Crissman led in the recitation of the Pledge of Allegiance.

Approval of Minutes

Mr. Crissman made a motion to approve the minutes from the May 14, 2013 workshop and the June 18, 2013 business meetings. Mr. Blain seconded the motion, and a unanimous vote followed.

Public Comment

Mrs. Arlene Stottlemeyer, 96 Eric Drive noted that she called Mr. Wolfe several times and he did not return her phone call. She wanted to know what is going on with the weeds in her community. She explained that it has been four weeks since she made her initial complaint to the Board and she wants to know what will be done for the weeds along Union Deposit behind Eric Drive in Meadowview Village. She noted that she brought pictures to the last meeting and has heard nothing.

Mr. Wolfe noted that he received one voice mail message from Mrs. Stottlemeyer and he has not been able to provide good news to her. He explained that the responsibility for cutting the grass has been divvied up between the property owners or the Homeowners Association (HOA) and Mr. Kessler, and both are aware of their responsibilities and both have agreed to cut the grass; however, every time staff goes out to inspect, the grass is not cut. He noted that violation notices have been issued to both and staff will proceed to the Magisterial Judge if the violation notices are not complied with. Ms. Stottlemeyer noted that no new is no news at all.

Ms. Stottlemeyer noted that Gem Craft has not cut the weeds behind her home and Mr. Kessler owns the land along Union Deposit Road. Mr. Wolfe noted that the area behind Mrs. Stottlemeyer's home is the responsibility of the HOA. Mrs. Stottlemeyer answered that it is not, it is the responsibility of Gem Craft. She stated that the HOA does not own it. Mr. Wolfe noted that from staff's research, all the lots in the development are subject to the maintenance responsibility of the HOA. Mrs. Stottlemeyer questioned since when. Mr. Wolfe answered since the HOA was formed; it is responsible for the maintenance of lots in the development. Mrs. Stottlemeyer stated that the HOA takes over when residency starts. Mr. Wolfe explained that the Township is being put in a position between the HOA, the residents, and Gem Craft, noting that staff is not in the position to discern that, between their legal responsibilities. He noted that staff has a copy of the HOA agreement and from staff's understanding; it appears that maintenance responsibility for the buildable lots is the responsibility of the HOA. He noted if Mrs. Stottlemeyer could provide to staff some direction on how to proceed other than that legally, he would be happy to see it. Mrs. Stottlemeyer questioned if she should call Mr. Wolfe's office and wait for him to call back or come to the August meeting. Mr. Wolfe noted that staff needs some legal direction that would point to Gem Craft. He noted that it doesn't have that as it has been in contact with the HOA. Mrs. Stottlemeyer questioned who they talked to. Mr. Wolfe answered that he would have to

Speak with Ms. Mitchell to find out. Mrs. Stottlemeyer noted that her husband is the president of the HOA and no one spoke to him. Mrs. Stottlemeyer noted that five new board members took over in January and the previous board is no longer making the decisions. She noted that her husband is the president and he is waiting to hear something.

Mr. Hawk noted that the HOA and Mr. Kessler have agreed to use the same company to do the maintenance. Mr. Wolfe noted that is what he was told but they have not showed up to cut the grass.

Mrs. Stottlemeyer noted that lighting struck in Yarnell Arizona and 19 firemen were killed. She questioned if she has to wait until lighting strikes the property along her property to result in a fire so maybe she can get something done. She noted that she is being asked this question by people in the development. She noted that the Colonial Park Fire Company stated that they would get there as quick as they could but who knows.

Mr. Wolfe noted if Mr. Stottlemeyer is president of the HOA and he can point to something that says that we should be citing Gem Craft that would be great. Mrs. Stottlemeyer noted that she will have that information for Mr. Wolfe and she will call the office and hopefully someone will talk to her.

Chairman and Board Member's Comments

No comments were provided.

Manager's Report

Mr. Wolfe noted that the Colonial Park Fire Company will sponsor a car wash at its facility located on 435 Houcks Road on Saturday, July 13th from 10 a.m. to 3 p.m.

Mr. Wolfe noted that the Harrisburg International Airport will conduct an open house event on Saturday, July 27th from 9 a.m. until 2 p.m. He noted that everyone is invited to the

open house, and it will provide an opportunity for visitors to see the airport, with static displays of aircraft and support equipment and attendees will be able to climb into a cockpit.

Mr. Wolfe noted that the Linglestown Fire Company, in conjunction with the Township Parks and Recreation Department, will sponsor fireworks on July 3rd at Koons Park, starting around 9:15 p.m.

OLD BUSINESS

There was no old business to conduct.

NEW BUSINESS

Resolution 13-23; establishing a minimum Application Submission Fee for other than residential construction

Mr. Wolfe noted that currently the Township does not have a minimum application fee. He recalled, in December of last year, the Board passed a resolution establishing a new procedure for assessing building permit fees to include an application submission fee. He noted that there was a formula for that application fee and it has been producing some amazing results for small commercial construction activity. He noted it has produced building application fees of less than \$2. He explained that staff is recommending the Board establish a minimum application fee of a flat \$100 with the formula to kick in for anything over or above that amount.

Mr. Seeds questioned what kind of permits would this cover. Mr. Wolfe explained that recently someone was doing a vestibule remodel and installing a new door; the application submission fee was \$1.76. Mr. Seeds noted that you are talking about a \$200 to \$300 job; \$100 is a lot of money to pay to put in a new door.

Mr. Wolfe noted that another example was for a gross area of 1,000 square feet of remodel that produced an application submission fee of \$23.61. He noted that we need to have some minimum fee, noting that staff must enforce the Uniform Construction Code (UCC), if a building permit is necessary, the application submission would be part of it and there should be a

minimum amount. He explained that he recommended \$100, but if the Board wants to make it a lesser amount, it could do so.

Mr. Blain noted that it doesn't matter what comes before staff, the same amount of work is involved to review and approve the application whether it is a door or a 5,000 square foot addition.

Mr. Hornung questioned what the minimum requirement that triggers the permit fee is. Mr. Wolfe answered that it is defined by the UCC, but in commercial construction it is pretty much anything. Mr. Hornung questioned what about residential fees. Mr. Wolfe noted that this is not for residential, it is only for commercial. He noted that the Board has already established a flat fee for residential that is \$50; it is only for non-residential activities. Mr. Crissman noted that the resolution reads other than a single family home.

Mr. Wolfe noted if the Board finds the \$100 fee to be excessive, it could choose to lower the fee but he feels that the Township should have an established minimum fee. Mr. Hawk noted that it must cover staff's time to review and approve the permit.

Mr. Crissman made a motion to approve Resolution 13- 23; establishing a minimum Application Submission Fee of \$100 for construction involving other than a single family home. Mr. Blain seconded the motion. Mr. Hawk called for a voice vote and a unanimous vote followed.

Ordinance 13-05; allocating building permits in the Beaver
Creek sanitary sewer drainage basin

Mr. Hawk noted that this ordinance would provide 54 building permits in the Beaver Creek sanitary sewer drainage basin and another 18 permits in January through March of 2014.

Mr. Wolfe noted that the Board has approved this ordinance annually since 1995. He noted that it allows the Township to allocate building permits to be used on an annual basis in Beaver Creek. He explained that 54 permits are available July 1 through December 31, 2013 and

another 18 from January 1, 2014 through March 31, 2014. He noted, at that point, once the permits expire, there are permits available from the developer petitioners that are returned to the Township for distribution.

Mr. Wolfe noted for the last several years the most building permits that have been issued in the Beaver Creek Sanitary Sewer Basin was 27. He noted that the ordinance becomes a formality in that we are not using anywhere near the permits that are being allocated but the good news is that the Township has the ability under the second amendment to the Second Consent Decree to accumulate building permits not used in Beaver Creek that can be applied to the retirement of the package treatment plant for the Springford Village development.

Mr. Wolfe noted that it is staff's recommendation, following a brief public hearing, that the Board take action to adopt this resolution as presented this evening.

Mr. Seeds noted that we have been doing this since 1998. Mr. Stine noted that it has been since 1995.

Mr. Stine noted that this is the time and date set for the public hearing on Ordinance 2013-05, allocating permits for the Beaver Creek Sanitary Sewer Drainage Basin. He questioned if anyone wished to be heard on this ordinance. Mr. Stine stated, seeing no response, it would be appropriate to close the hearing on Ordinance 13-05 and the Board may take action if it so desires.

Mr. Crissman made a motion to approve Ordinance 13-05; allocating building permits in the Beaver Creek sanitary sewer drainage basin. Mr. Blain seconded the motion. Mr. Hawk called for a voice vote and a unanimous vote followed.

Action on bids for the 2013 road paving contract

Mr. Wolfe noted that the lowest responsible bid for the 2013 road paving program was Handwerk Site Contractors with a bid of \$620,035.06. He noted that the list of road paving

activities is included as an attachment to the agenda. He noted that the bid submitted by Handwerk has been reviewed by the Township Engineer and staff and found to be completed and acceptable for action at this point. He noted that Handwerk has done work for the Township before and their work has been found to be acceptable.

Mr. Wolfe noted that the bid by Handwerk was one of three received and it is the lowest responsible bid.

Mr. Crissman made a motion to approve the bids for the 2013 road paving contract to Handwerk Site Contractors for a unit price bid amount of \$620,035.06, subject to receipt of acceptable Performance and Payment Bonds. Mr. Blain seconded the motion. Mr. Hawk called for a voice vote and a unanimous vote followed.

Change Order No. 1 for the Forest Hills Interceptor Project

Mr. Wolfe explained that the change order for the Forest Hills Interceptor Project is not a dollar change order, rather an extension in time for a one month period to complete the project. He noted that it is the engineer's and staff's recommendation to authorize the change order which would change the completion time from August 30, 2013 to September 30, 2013.

Mr. Crissman questioned if there was any reason not to approve the change order. Mr. Wolfe answered no.

Mr. Crissman made a motion to approve Change Order No. 1 for the Forest Hills Interceptor Project, increasing the project by 30 days. Mr. Blain seconded the motion. Mr. Hawk called for a voice vote and a unanimous vote followed.

Preliminary/final subdivision and land development plan for bumper cars at Meadows Frozen Custard

Mr. Wolfe noted that this plan proposes the creation of an outdoor recreation bumper car facility at 4636 Jonestown Road and 9 Care Street. The plan proposes a sixteen hundred (1,600) square foot, six (6) car spin zone bumper car facility. He noted that that the property is zoned

CG, Commercial General Zoning District. He explained that parcel 35-042-043 contains 2.05 acres, the existing parcel 35-042-034 contains 0.63 acres, and the proposed consolidated tract is 2.68 acres. He noted that portions of the property are already improved with an ice cream shop, batting cages and mini-golf. The property is located north of Jonestown Road and east of the Colonial Park Shopping Mall.

Mr. Wolfe noted on January 24, 2013 the Zoning Hearing Board granted Variance Docket #1329 for the minimum separation requirement from residential dwellings for the bumper car facility. This approval was conditioned upon a landscaping plan being done in conjunction with the land development plan to provide buffering to the residence at 13 Care Street.

Mr. Wolfe noted that the Planning Commission reviewed this plan at its April 3, 2013 meeting and recommended approval of the plan and one waiver request. The commission did not recommend granting a waiver of the sidewalk and curbing.

Mr. Wolfe noted that the Board reviewed this plan during the previous business meeting. He noted that it proposes to install a bumper car recreation facility at the current site of the Meadows Frozen Custard on Jonestown Road. He noted that the plan has been before the Board two times, once in workshop session and once in a business meeting. He explained that the discussion at the last meeting focused upon the requirement to provide curbing and sidewalk along Care Street. He noted that the developer has requested a waiver of the requirement to provide curbing and sidewalk on Care Street. He noted that the current proposed language by the developer for the waiver of the improvements on Care Street would be as follows: "Widening of the east side of Care Street is proposed as shown on this plan. Upon the sale or further development at what is now 9 Care Street and/or demolition of the house thereon, Applicant agrees to provide additional right-of-way, curbing, and/or sidewalks; in accordance with the

Lower Paxton Township Subdivision and Land Development Ordinance (SALDO) within one (1) year of notification by the Township.”

Mr. Wolfe noted that the applicant is present to discuss this language with the Board and requests conditional approval for the plan for Meadows Bumper Cars.

Mr. Tom Wilson, Principal Engineer with K&W Engineers, introduced Todd Gelbaugh, the owner of the property and developer. He noted that during the last business meeting the plan was tabled to work on the language for the waiver request to address the concerns of the demolition of the house, or sale of the house at 9 Care Street, as well as the commitment to make the improvements within one year of those events. He noted that the language has been reviewed by staff and they recommended changes to the language which he is in agreement with. He noted that he has addressed all of the outstanding technical comments and minor outside agency comments. He requests conditional approval of the plan and waiver of the requirement to do a preliminary plan and waiver of the curb and sidewalk requirement.

Mr. Hawk noted that the wording of the waiver was the subject of the discussion held during the last business meeting. Mr. Hawk questioned if he had any idea when the sale of the home or the demolition of the home might occur. Mr. Gelbaugh answered no.

Mr. Seeds noted that the widening is to occur on the east side of Care Street as proposed and shown on the plan. He noted that the plan that he is looking at only shows a partial widening of 9 Care Street and not the full widening because of the house. He noted, upon the sale of the house, the present owner would have no control over the widening at that time. He noted that he is not really concerned about the house being demolished, but questioned the time frame for widening. Mr. Wilson noted that prior to the sale of the home; the applicant would have to address that condition. Mr. Gelbaugh noted that he was consolidating 9 Care Street into the current Meadows Plan. He noted if he sold that lot, whoever bought it would have to put the curb

and sidewalk in. Mr. Seeds noted if you would sell it to someone they wouldn't have to put in the curb and sidewalk. Mr. Gelbaugh answered that they would; it would be a covenant on the plan. He noted that it would be found in a title search and a requirement of the sale.

Mr. Crissman noted that Mr. Wilson indicated that he reached an agreement with staff, but that is not totally true as the Township Engineer has not changed his opinion. He noted if he is wrong then someone needs to correct him.

Mr. Gelbaugh noted that the dark gray area shown on the plan is the proposed widening for Care Street. Mr. Seeds questioned if Mr. Gelbaugh was asking for a waiver for widening. Mr. Gelbaugh answered that was correct. Mr. Seeds noted that he was only asking for a waiver for curbing and sidewalk. Mr. Gelbaugh answered yes. Mr. Wilson noted that the ordinance required widening greater than what is proposed and curb and sidewalk. Mr. Seeds noted that Mr. Gelbaugh is asking for a partial waiver for the widening.

Mr. Hawk noted if the house is torn down, the Township would get the curb and sidewalk. Mr. Hornung noted, in order to do the widening, curb and sidewalk, Mr. Gelbaugh would have to tear the house down since it was built so close to the street. Mr. Gelbaugh noted that he would love to further develop the area sometime in the future but he does not know when that would happen. Mr. Hawk noted that it could be some time until the Township sees curb and sidewalk on Care Street.

Mr. Blain questioned if traffic counts have ever been done on Care Street since the batting cages and mini-golf were put, and if any of those trips are from people coming to the business. Mr. Wilson answered no.

Mr. Seeds questioned if staff could add a provision that within a year of demolition or a set period of time that the improvements be made, allowing him to have the advantage of the rental until that period of time. Mr. Blain noted that the problem with putting a set period of time

is what would happen if the Meadows business fails and the only source of income is the rental of the home. He noted if the house is torn down the sidewalks must be installed. He noted that it does not make sense to put a time restriction on a building that you have to tear down as an income source to put up a sidewalk. Mr. Seeds noted that it is the same thing the Board did on Linglestown Road, noting that it is not likely that the business would fail at that location. Mr. Blain noted that the Linglestown Road project was a completely different situation. Mr. Hawk noted that the Township would get the widening but not the sidewalk and curb. Mr. Seeds noted that the Township would get most of the widening, maybe three foot instead of four foot. Mr. Wilson noted that was correct. Mr. Seeds noted that it would need to be specified on the plan as it reads now that you are asking for a complete waiver. Mr. Wilson noted that it is a partial waiver. Mr. Seeds noted that you would only be doing three foot. Mr. Wilson answered that he is widening Care Street to 12 foot. Mr. Hornung questioned how wide should it be. Mr. Gelbaugh answered that the ordinance calls for 14 feet. Mr. Hornung noted that the widening will be two feet short. Mr. Wilson noted that it would be two feet wider than it is now, closer to ten feet which is consistent with the widening that occur at the batting cages. He noted that you would end up with a consistent road on Care Street.

Mr. Hornung noted that there is concern about the ability to walk down Care Street, and questioned if it possible for someone to walk between the house at 9 Care Street and the road without walking on the road. Mr. Gelbaugh answered that there is grass. Mr. Crissman noted that it is a weeded path. Mr. Gelbaugh noted that there are no weeds there. Mr. Crissman noted that he drove by there last night. He noted that you can walk from 13 Care Street to 9 Care Street but there you are walking on the street. He noted that there is grass from 9 Care Street to the batting cage area. Mr. Hornung questioned if you were to walk from the south side of 9 Care Street, down to the Meadows, would they have to walk on the street when they walk past the

house at 9 Care Street. Mr. Gelbaugh answered they would not. Mr. Seeds noted that even if there is a lawn to walk on he would not walk on someone's lawn. Mr. Hornung questioned when Mr. Gelbaugh does the widening would he do the widening past 9 Care Street and provide a walkway, even if it is grass for people to use. He noted if a car was coming, people would have to step into the lawn. Mr. Gelbaugh showed a picture of the street that runs along the side of 9 Care Street that was taken two months ago. Mr. Crissman noted that is not what it looks like now. He explained that he drove by at night to see how much lighting there was with the batting cages. He noted that it is grown up with weeds. Mr. Hornung noted that Mr. Gelbaugh will widen two feet into more but he wants it to be stipulated in the plan that he grades the area at 9 Care Street and keeps it mowed so if someone needs to, they can walk in that area.

Mr. Blain questioned how much room is between the house and the road. Mr. Hornung suggested that it is three feet. Mr. Blain questioned if a guide rail could be installed to delineate between the grade and the street could the area be paved. He noted that it would not be sidewalk with curbing but it would provide a safety area for separation between the road and the house. Mr. Hornung questioned if there is any sidewalk south of that area. Mr. Gelbaugh answered not on that side of the road. Mr. Crissman noted that the sidewalk ends at the top of the hill. Mr. Hawk noted that Comcast put in that sidewalk from the other side of the hill and it is relatively new.

Mr. Hornung noted that he would be content if Mr. Gelbaugh fixed the grade that it would be easy to walk on the grass area if necessary between the road and the house. Mr. Gelbaugh questioned for the length of the house. Mr. Hornung answered yes but he would have to grade it down a little bit to make an easy walk. Mr. Charles Suhr, Attorney from Stevens and Lee, suggested that it would be a safety path, although it would not meet the standards of the ordinance, it would provide a path for someone to walk along. Mr. Hornung noted that it would

not have to be paved, it could be grass. Mr. Blain suggested that they should pave it and then it is always there and they wouldn't have to cut the grass and maintain it. Mr. Hornung noted that most of the walkway would be along the yards where there is no sidewalk or curb, providing a choice to walk on the grass or street. Mr. Hornung noted that a two foot concrete sidewalk wouldn't make sense as it would run into the grass areas. Mr. Wilson suggested that there would be ADA issues with doing it that way. Mr. Suhr questioned if it could be a gravel path. Mr. Hornung noted that it would be harder to maintain than mowing grass; he noted when you mow the lawn you would just mow this area.

Mr. Suhr questioned if he could change the note on the plan that the widening would also include a walkable grassway adjacent to the house. Mr. Hornung noted that it would be acceptable to him.

Mr. Hawk noted that it must be a walkable area. Mr. Suhr answered that it would be a walkable grass area adjacent to the house. He noted if the house is sold or demolished that would be the triggering mechanism. Mr. Hawk suggested that he should add that wording, because it would still require the new owner to put in the sidewalk and curbing. Mr. Hornung agreed with that.

Mr. Crissman stated that he hoped that this discussion would have taken place before tonight's meeting. Mr. Suhr noted after the words, "Widening of the east side of Care Street is proposed as shown on this plan, to include a walkable grass area next to the house." He questioned if that is what the Board wants to be added. Mr. Hawk noted that the secretary has recorded the wording but it must be memorialized in the plan. He noted if the improvements don't happen, then the Township has a reason to come back on the plan. He asked if it was acceptable to the Board. Mr. Hornung answered it was acceptable to him.

Mr. Seeds noted that he agreed with Mr. Crissman that he wished that this conversation would have taken place prior to tonight. He noted that he is not satisfied with the wording noting that it needs a time frame to be completed, such as a year within the demolishing of the building. Mr. Hornung noted that it is in the new wording for the waiver. Mr. Seeds stated that it was not. Mr. Hornung noted that it states, "Upon the sale or further development at what is now 9 Care Street and/or demolition of the house thereon, Applicant agrees to provide additional right-of-way, curbing, and/or sidewalks; in accordance with the Lower Paxton Township Subdivision and Land Development Ordinance (SALDO) within one (1) year of notification by the Township." Mr. Seeds noted that he has a concern with the sale part of the wording as the Township would have no control over it once it was sold. Mr. Hornung noted that the new owner would have to put in the curb, widening and sidewalk within one year of the sale as it is contingent upon the sale. Mr. Stine agreed as it is a covenant attached to the plan. Mr. Suhr stated that it would be binding on any subsequent owner. Mr. Hornung noted that Mr. Stine stated that it would be a requirement. Mr. Stine noted that staff would have to track it. Mr. Seeds suggested that years from now no one would recall it. Mr. Hornung noted that there is always that issue with anything like this.

Mr. Hawk suggested that it would not be too hard to track.

Mr. Hornung made a motion to approve the Preliminary/final subdivision and land development plan for bumper cars at Meadows Frozen Custard with the following waivers and conditions: 1) Waiver of the requirement to provide a preliminary plan; 2) "Partial widening of the east side of Care Street as shown on this plan. Upon the sale or further development at what is now 9 Care Street and/or demolition of the house thereon, Applicant agrees to provide additional right-of-way, curbing, and/or sidewalks; in accordance with the Lower Paxton Township Subdivision and Land Development Ordinance (SALDO) within one (1) year of

notification by the Township, and also the applicant will provide a walking path, grass covered, on the east side of 9 Care Street that is the same grade as Care Street.” 3) An Operations and Maintenance Agreement (O&M) must be provided prior to recording the plan; 4) Care Street shall be widened according to township requirements; 5) Provide curb and sidewalk and road widening along Care Street; 6) Upon approval, the Dauphin County Tax Assessment Office will need to be notified of the subdivision in order to acquire parcel numbers for the new lot. The new parcel number shall be identified on the cover sheet of the plan; 7) Provide the required survey monuments and markers; 8) Plan approval shall be subject to Dauphin County Conservation District’s review and approval of the Erosion and Sedimentation Control Plan; 9) Plan approval shall be subject to original seals and signatures on the plan; 10) Plan approval shall be subject to payment of engineering review fees; 11) Plan approval shall be subject to addressing the comments of HRG’s memo dated June 3, 2013; 12) Plan approval shall be subject to the establishment of an improvement guarantee for proposed site improvements; 13) Plan approval shall be subject to review and approval of sanitary sewer construction drawings by Lower Paxton Township Authority; 14) Plan approval shall be subject to obtaining any necessary approvals required by Federal and State agencies; 15) A street/storm sewer construction permit is required and is to be obtained prior to earthmoving activities. A pre-construction meeting is to be held prior to starting the project. Contact Matt Miller at 657-5615 to schedule the meeting. This may be held in conjunction with the Conservation District meeting; 16) All signage must meet the requirements of the Lower Paxton Township Zoning Ordinance. Sign permit review and approval is required prior to the erection of any signage; and 17) When submitting revised plans, please respond in writing to all individual comments including Township, HRG and County. Mr. Blain seconded the motion.

Mr. Seeds noted that the two site specific comments noted that Care Street shall be widened according to township requirements and to provide curb and sidewalk and road widening along Care Street. Mr. Blain noted that those two site specific comments should be removed as it was included in the waiver request for curbing and sidewalk. Mr. Blain made an amendment to the motion to remove both of those site specific comments leaving only three site specific comments. Mr. Hornung made an amendment to his motion that those two be removed so there will only be three site specific conditions, 1, 4, and 5. Mr. Crissman noted that we need to take action on the amendment first before taking action on the full motion. Mr. Blain seconded the amendment made by Mr. Hornung.

Mr. Hawk called for a roll call vote on the amendment made by Mr. Hornung: Mr. Blain, aye; Mr. Crissman, nay; Mr. Hornung, aye; Mr. Seeds, aye, and Mr. Hawk, aye.

Mr. Hawk called for a roll call vote on the motion: Mr. Blain, aye; Mr. Crissman, nay; Mr. Hornung, aye; Mr. Seeds, aye, and Mr. Hawk, aye.

Mr. Hornung commented to Mr. Gelbaugh that he would come out personally to inspect the walk area at 9 Care Street. Mr. Gelbaugh answered that he understood that and that he would make it happen. Mr. Crissman noted that he would also inspect the area as safety is the number one item with him, especially when children are involved. He noted that was why he did not support the plan as he does not feel that there is safety for children in that area.

Improvement Guarantee

Mr. Hawk noted that there were no improvement guarantees.

Payment of Bills

Mr. Seeds made a motion to pay the bills of Lower Paxton Township and Lower Paxton Township Authority. Mr. Crissman seconded the motion. Mr. Hawk called for a voice vote, and a unanimous vote followed.

Announcements

Mr. Hawk noted that the Linglestown Fireworks will be held on July 3rd at Koons Park around 9 p.m. and he wished that everyone would have a safe 4th of July celebration.

Adjournment

There being no further business, Mr. Blain made a motion to adjourn the meeting. Mr. Crissman seconded the motion, and the meeting adjourned at 8:28 p.m.

Respectfully submitted,

Maureen Heberle
Recording Secretary

Approved by,

Gary A. Crissman
Township Secretary